



121103

15692 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL
 (only for continuation and divisional
 applications under 37 CFR 1.53(b))

Client-Matter No.:
 66872-038
Prior Application Info:
 Examiner: S. Sharareh
 Group/Art Unit: 1617
 Confirmation No.: 9861

031088 U.S. PTO
 10/735506



121103

Address to: Mail Stop Patent Application
 Commissioner for Patents
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 37 C.F.R. 1.10 ON THE DATE INDICATED ABOVE, AND IS
 ADDRESSED TO: MAIL STOP PATENT APPLICATION, COMMISSIONER
 FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450

Rebecca Clifford
 (TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Rebecca Clifford
 (SIGNATURE OF PERSON MAILING PAPER OR FEE)

This is a request for filing a continuation X
 divisional application under 37 CFR 1.53(b), of pending prior
 application serial no. 10/153,154, filed May 21, 2002 (list only
 immediate prior application).

Title: NOVEL METHODS AND COMPOSITIONS FOR ALLEVIATING PAIN

Inventor(s) (full name of each inventor): Daniel W. Gil and John
 E. Donello

No abandonment of, or termination of proceedings, has occurred
 in the above-identified prior application.

1. X An application based on the prior application as filed
 and containing no new matter is enclosed, consisting of:
 1 page application cover sheet
120 pages of specification (includes claims and
 abstract)
15 sheets of drawing(s).
2. X 3 pages of a copy of the oath or declaration as
 originally filed on August 20, 2002, in prior
 application (37 CFR 1.63(d)), U.S. serial no.
10/153,154, filed May 21, 2002, is enclosed.
3. A signed statement DELETING inventor(s) named in the
 prior application (37 CFR 1.63(d)(2) and 1.33(b)) is
 attached.
4. Nucleotide and/or Amino Acid Sequence Submission is
 enclosed:
 computer readable copy of sequence listing
 paper copy of sequence listing, pages through

 Statement Under
 Request to Use Computer Readable Form of Sequence
 Listing From Another Application

____ Other:

5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
6. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior application.
7. ☒ A preliminary amendment is enclosed.
8. Small Entity Status:
 - a ☐ A small entity statement is enclosed.
 - b ☐ A small entity statement was filed in prior application serial no. _____, and such status is still proper and desired.
 - c ☐ is no longer claimed.
9. The prior application is assigned of record to Allergan, Inc.
10. The power of attorney is assigned of record to Cathryn Campbell.
11. ☐ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
12. ☒ A return receipt postcard is enclosed.
13. ☐ A Patent Application Bibliographic Data Sheet is enclosed.
14. ☐ Request for Nonpublication and Certification is enclosed.
15. ☒ A copy of the Petition for Extension of Time filed on December 11, 2003 in prior application serial number 10/153,154, is enclosed.
16. ☐ Also enclosed:

The filing fee is calculated below:

	NUMBER FILED		NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS	41-20	=	21	x	\$9 \$18	378
INDEPENDENT CLAIMS	2-3	=	0	x	\$43 \$86	
MULTIPLE DEPENDENT CLAIMS <u> X </u> YES <u> </u> NO					\$145 \$290	290
BASIC FEE					\$385 \$770	770
TOTAL FEE					\$1,438.00	

17. X Please charge my Deposit Account No. 502624 in the amount of \$1,438.00. A duplicate copy of this sheet is enclosed.
18. The filing fee is not enclosed. Do not charge our deposit account.
19. X The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

Address all future communications to:

Cathryn Campbell
McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive, 7th Floor
San Diego, California 92122
telephone: (858) 535-9001
facsimile: (858) 535-8949

Respectfully submitted,

Date: December 11, 2003

Andrea L. Gashler

Andrea L. Gashler
Registration No. 41,029
Attorney for Applicant
McDERMOTT, WILL & EMERY
4370 La Jolla Village Drive
Suite 700
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 inventor(s)
 assignee of complete
 interest

 X attorney or agent of record
 filed under Sec. 1.34(a)

COPY

PATENT

Client-Matter No.:
66872-019 (P-AR 4931)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	Confirmation No:
)	9861
Gil and Donello)	
)	Group Art Unit: 1617
Serial No.: 10/153,154)	
)	Examiner:
)	S. Sharareh
Filed: May 21, 2002)	
)	
For: NOVEL METHODS AND)	
COMPOSITIONS FOR)	
ALLEVIATING PAIN)	
)	

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Rebecca Clifford
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Rebecca Clifford
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

PETITION FOR AN EXTENSION OF TIME

Applicants hereby petition for a two-month extension
of time to respond to the Office Action mailed on
September 22, 2003.

Please charge my Deposit Account No. 502624 the amount
of \$420.00 which covers the fee for a two-month extension of
time. A duplicate copy of this sheet is enclosed.

Inventor: Gil and Donello
Serial No. 10/153,154
Filed: May 21, 2002
Page 2

The Commissioner is hereby authorized to charge payment of any additional fees associated with the filing submitted herewith or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: December 11, 2003

Andrea L. Gashler

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Attorney Client-Matter No:
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Rebecca Clifford
Printed Name of Person Mailing Paper or Fee

Rebecca Clifford
Signature of Person Mailing Paper or Fee